

CONTINUING EDUCATION INFORMATION

For judges and court administrators, application has been made for 7.25 hours of CJE and CME credit. For GALs, 7.25 hours of CEUs have been approved by the GAL Program. For attorneys, application has been made for .75 standard credits and 6.5 elimination of bias credits for event code 233994.

Minnesota Judicial Branch

Minnesota Department of Human Services

CJI

Children's Justice Initiative

Understanding and Applying ICWA: Purpose, Strategies, Practice, and Resources Thursday, January 19, 2017

Hennepin County Juvenile Justice Center

Conference Room C-30 (Lower Level)
590 Park Avenue, Minneapolis, MN 55415

Faculty:

Hon. Anne McKeig, Associate Justice, Minnesota Supreme Court
Jessica Ryan, Tribal Attorney, Ryan Skeesuck Law Firm, P.C.
Shannon Smith, Executive Director, Indian Child Welfare Act Law Center
Hon. Korey Wahwassuck, District Court Judge, Itasca County

8:00 – 8:30

Registration and Networking (*coffee and soda provided*)

8:30 – 8:45

Welcome, Housekeeping Details, and Tribal Welcome Song

.25 Standard credit

Judy Nord
Tribal Singers

8:45 – 9:00

Introductions and Learning Objectives

.25 Standard credit

Hon. Korey Wahwassuck

- Recognize the historical, philosophical, and legal underpinnings of the ICWA
- Understand your role in ensuring positive outcomes for Indian children, their families and tribes
- Understand how to apply the letter and spirit of ICWA

9:00 – 10:00

Historical and Cultural Perspectives Leading to the ICWA

1.0 Elimination of Bias

Jessica Ryan and Shannon Smith

- Myths and Realities
- Federal Indian Policy: Dealing With the “Indian Problem”
- Boarding Schools & Adoption Project: Policies and Practices Necessitating the ICWA

10:00 – 10:15

Break

10:15 – 11:00

Trauma: Historical, Personal, and Intergenerational

.75 Elimination of Bias

Jessica Ryan and Shannon Smith

- Disproportionality Then and Now
- What Disproportionality Means for Indian Children

11:00 – 11:45

.75 Elimination of Bias

Understanding and Applying the ICWA Requirements

Hon. Anne McKeig and Hon. Korey Wahwassuck

- Congressional Findings and Policy
- When the ICWA Applies
- Exclusive Jurisdiction and Concurrent Tribal Court / State Court Jurisdiction
- Tribe's Intervention in State Court Proceedings

11:45 – 12:30

Lunch (*provided by CJI*)

12:30 – 1:30

1.0 Elimination of Bias

Understanding and Applying the ICWA Requirements (*continued*)

Hon. Anne McKeig and Hon. Korey Wahwassuck

- Inquiry – is the child an “Indian child”
- Agency and court notices
- Appointment of counsel
- Examination of documents filed with court

1:30 – 2:15

.75 Elimination of Bias

Understanding and Applying the ICWA Requirements (*continued*)

Hon. Anne McKeig and Hon. Korey Wahwassuck

- Active efforts
- Involuntary foster care placement orders
- Involuntary termination of parental rights orders
- Voluntary consent to foster care or termination of parental rights

2:15 – 2:30

Break

2:30 – 4:00

1.5 Elimination of Bias

Understanding and Applying the ICWA Requirements (*continued*)

Hon. Anne McKeig, Jessica Ryan, Shannon Smith, Hon. Korey Wahwassuck

- Petition to invalidate
- Placement preferences
- Evidentiary burdens
- Qualified expert witnesses
- Emergency removal
- Best interests of Indian child

4:00 – 4:15

.25 Standard credits

Next Steps

Judy Nord

- Action Steps for your CJI Team
- Electronic Evaluation

4:15 – 4:30

.75 Elimination of Bias

Concluding the Training

Tribal Drummers

4:30

Adjourn

Planning Committee:

Hon. Anne McKeig, Associate Justice, Minnesota Supreme Court

Judith Nord, Staff Attorney and CJI Manager, State Court Administration

Jessica Ryan, Tribal Attorney, Ryan Skeesuck Law Firm, P.C.

Shannon Smith, Executive Director, Indian Child Welfare Act Law Center

Hon. Korey Wahwassuck, District Court Judge, Itasca County

Victoria White, Child Welfare Training System, Minnesota Dept. of Human Services